

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Sim et al.
Application No. : 09/763,338
(National stage of PCT/AU00/00937)
Examiner : To Be Assigned
(PCT Legal Examiner: Bryan Tung)
Filed : 16 February 2001 Group Art Unit: To Be Assigned
Title : NETWORK RESOURCE MONITORING AND
MEASUREMENT SYSTEM AND METHOD

ATTN: PCT LEGAL OFFICE
Commissioner for Patents
Box PCT
Washington, D.C. 20231

PETITION FOR EXTENSION OF TIME
UNDER 37 CFR 1.136(b)

This is a request for an extension of time under 37 CFR 1.136(b) of three weeks, to 7 January 2002, in the above-captioned national stage application to respond to the P.T.O. action dated 17 May 2002 dismissing the applicant's Petition under 37 CFR 1.47(b) In Support of Filing on Behalf of Missing Inventors filed on 8 April 2002.

Briefly, the reasons for this request are as follows. This application is a national stage of a P.C.T. application. The assignee, RED SHERIFF LIMITED, is an Australian corporation, and the inventors are Australian. Since prior to the applicant's filing of the original Petition under 37 CFR 1.47(b) on 8 April 2002, all of the inventors were and are still no longer employed by the assignee. Efforts have been and continue to be made by the assignee in Australia to locate and contact the inventors, but these efforts were complicated, not only because the inventors are no longer in the employ of the assignee, but also because the assignee corporation itself has recently experienced much loss of and change of personnel. The personnel changes include

executive personnel, and specifically include a change in the officer initially appointed to manage the task of locating and contacting the inventors in relation to this application, the initially appointed officer being no longer in the employ of the assignee. However, attempts to contact all of the inventors actively continue and, as of the last few days, most of the inventors have finally been successfully contacted and the relevant materials are now being sent to the contacted inventors for immediate review, signature, and return of documentation. The Assignee believes these efforts will prove successful in the next two to three weeks.

In view of the above circumstances, it is requested that an additional three weeks of time to respond be granted, during which inventor review and signatures can be completed, and/or documentation or other evidence to show efforts to contact them can be gathered, so that an appropriate response can be submitted.


The Examiner is invited to contact the undersigned representative at (212) 895-2007 to resolve any issues relating to this application.

EST AVAILABLE COPY

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to the undersigned attorney's Deposit Account No. 02-4270.

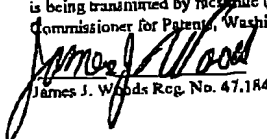
Respectfully submitted,

Date: 16 Dec. 2002


WOODS, James J.
Reg. No. 47,184
BROWN RAYSMAN MILLSTEIN
FELDER & STEINER LLP
900 Third Avenue
New York, New York 10022

Tele: (212) 895-2000
Fax : (212) 895-2900

I hereby certify that this correspondence attached herewith
is being transmitted by facsimile (703) 308-6459 to:
Commissioner for Patents, Washington, D.C. 20231


James J. Woods Reg. No. 47,184
Date 16 Dec. 2002